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TO: EXAMINER **Julio J. Maldonado**
ART UNIT **2823**
EXAMINER'S FAX NUMBER **(703) 872-9306**

FROM: Peter Zawilski

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RE: SERIAL NO. **09/854,403**
DOCKET NO. **PHN 16741A**


2 Pages (including cover sheet)

This transmission includes:

Notice of Appeal in Response to Advisory Action of 17-AUG-2004 (1 pg.)

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office
on October 23, 2004.


Peter Zawilski

**Intellectual Property & Standards
Philips Electronics North American Corporation
1109 McKay Drive; Mail Stop SJ41
San Jose, CA 95131 USA
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IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE

In re the Application of:
Godefridus A.M. Hurkx
Serial No. 09/854,403
Filed: May 11, 2001
For: Semiconductor Device with a Bipolar Transistor,
and Method of Manufacturing Such a Device

Confirmation No. 8359
Group: 2823
Examiner: Julio Maldonado
Docket No.: PHN 16,741A

NOTICE OF APPEAL UNDER 37 CFR 1.191

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OCT 23 2004

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

This is an appeal notice for the above-referenced application.

Please charge Deposit Account No. 14-1270 the amount of \$320.00 for the fee required by Rule 1.17(b) any other fees other than the issue fee and credit any overpayments.

Applicants note that period for filing this Notice was four months from the mailing date of the Final Rejection, as stated in the Advisory Action of 17-AUG-2004. This date is 24-OCT-2004. Therefore, this response is timely and no extension fee is due. If a fee is due, authorization is given to charge the fee to the aforementioned Deposit Account number.

The rejected claims, appealed are claims 6 - 9.

Respectfully submitted,

By Peter Zawilski
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